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CERTIFIED MAIL
RETURN RECEIPT REQUESTED

JUL 29 1988

In Reply refer to: 3HW12

Mr. David C. Bach
Assistant Counsel
Ethyl Corporation
Ethyl Tower
451 Florida
Baton Rouge, LA 70801

Re: Keystone Sanitation Landfill Site
Adams County, Pennsylvania

Dear Mr. Bach:

On April 18, 1988 the United States Environmental Protection Agency (EPA or the Agency) informed you of your potential liability with regard to a release of hazardous substances at the Keystone Sanitation Landfill Site. In that letter, the Agency also informed you of its intent to conduct a Remedial Investigation and Feasibility Study (RI/FS) at the Keystone Sanitation Landfill Site using public funds unless it is determined that responsible parties would properly conduct such studies.

Pursuant to Section 122(e) of the Superfund Amendments and Reauthorization Act (SARA), public law 99-449, 100 Stat. 1613 (October 17, 1986), EPA has determined that a period of negotiations would facilitate an agreement with potentially responsible parties (PRPs) for taking remedial action at the Keystone Sanitation Landfill Site. Your company is determined to be a generator or transporter of potentially hazardous substances which were disposed at the Keystone Site and thus, is a recipient of this "special notice" letter. In accordance with Section 122(e), EPA will not commence an RI/FS for ninety (90) days from the receipt of this letter, provided that a good faith proposal to conduct the RI/FS is made to EPA within sixty (60) days of receipt of this special notice letter. This proposal should specifically identify and describe the implementation of the RI/FS as stated within the text of a Field Operations Plan, which your company is willing to undertake. The Field Operations Plan should describe in detail how the PRPs will implement the RI/FS work plan enclosed with this letter.

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A model scope of work describing the tasks of an RI/FS was provided to you by EPA in the notice letter previously sent to you as part of EPA's RI/FS guidance. In addition, a draft work plan describing the scope of work for the Keystone Sanitation Landfill RI/FS was sent to local public repositories during the week of February 15, 1988. A public meeting, during which the scope of the proposed RI/FS was discussed, was held on March 29, 1988, and public comments on the draft RI/FS work plan were received by EPA until April 29, 1988. The final RI/FS work plan is enclosed with this letter.

If a good faith proposal and Field Operations Plan are received by the Agency within the sixty-day time frame, the Agency will allow additional time totalling ninety (90) days from receipt of special notice for negotiations between your company and the Agency. The goal of these negotiations will be to develop a consent agreement in which potentially responsible parties will commit to conduct the RI/FS in accordance with CERCLA, as amended, the NCP and applicable EPA guidance. Copies of a model consent agreement for an RI/FS were previously sent to you with the notice letter.

EPA encourages PRPs to form a steering committee as quickly as possible to discuss the development of the Field Operations Plan. A contact list for all the PRPs identified to date is enclosed with this letter.

EPA will be conducting a meeting with potentially responsible parties to discuss the scope of the RI/FS, the development of a Field Operations Plan and the development of a consent agreement between EPA and potentially responsible parties. A draft of a consent agreement for the Keystone Sanitation Landfill Site will be distributed at this meeting. This meeting is tentatively scheduled for 10:00 a.m. on August 18, 1988 at EPA offices in Philadelphia. Please plan to attend this meeting.

If a good faith proposal is not received by the Agency within sixty (60) days of your receipt of this letter, the Agency will consider the period of negotiations closed. The Agency will then proceed with the appropriate studies and any other appropriate remedial measures using Superfund monies. If Superfund finances the RI/FS, the Agency may choose to pursue potentially responsible parties for recoupment of those expenses.

Should you elect to submit a proposal to the Agency, please advise us of your intention to do so as soon as practicable. If you require technical assistance, please give Mr. Michael Towle a call at the number listed below. Your letters and proposal should be addressed to:

Michael Towle (3HW/12)
U.S. Environmental Protection Agency
Region III
PA CERCLA Remedial Enforcement Section
841 Chestnut Street
Philadelphia, PA 19107

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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

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If EPA determines that remedial action is necessary at the site, based on the conclusions of the RI/FS, your company will be encouraged to undertake (under EPA supervision) voluntary implementation of the selected remedial alternative and perform operation and maintenance on that remedial measure. Should your company accept, the requirements for implementation and monitoring will be detailed in another work plan and/or Consent Decree.

If you need further information, you can contact Michael Towle at (215) 597-3166.

Sincerely,
Original Signed By
James M. Seif

James M. Seif
Regional Administrator

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CONCURRENCES

SYMBOL	Towle	Heenehan	Crystall	Smith	Wassersug	Laskowski		
SURNAME	3H112	3RC21	3H112	3H112	3H112	3PA00		
DATE	7/25/88	JUL 25 88	7/26	7/26	7/26			